

APR 25 2007

OFFICIAL COMMUNICATION FOR ENTRY

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FACSIMILE TRANSMITTAL SHEET

TO:	James H. Zurita, Examiner	FROM:	Edward A. Becker
COMPANY:	USPTO	DATE:	APRIL 25, 2007
FAX NUMBER:	(571) 273-8300	TOTAL NO. OF PAGES INCLUDING COVER:	3
PHONE NUMBER:	(571) 272-6766	SENDER'S REFERENCE NUMBER:	56055-0024
RE:	Response for Filing	U.S. SERIAL NUMBER:	10/773,843

☒ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Attached for filing purposes is a Response to Restriction Requirement mailed on March 27, 2007.

Cordially,

Tracy Reynolds
Legal Assistant

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Attorney Docket No.: 56055-0024

APR 25 2007 *Patent***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Group Art Unit No.: 3625

Neil Duncan Hunt, et al.

Examiner: James H. ZURITA

Serial No.: 10/773,843

Confirmation No.: 8524

Filed: February 6, 2004

For: **APPROACH FOR ESTIMATING USER
RATINGS OF ITEMS****Mail Stop Amendment**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Office Action mailed March 27, 2007, for the application referenced above wherein restriction has been required, Applicant hereby elects with traverse Group II, Claims 7-87 for examination.

MPEP § 803.01 states that there are two criteria for proper requirement for restriction between patentably-distinct inventions. The first criteria is that the inventions must be independent or distinct as claimed. The second criteria is that there would be a serious burden on the Examiner if restriction is not required. Applicant respectfully traverses the restriction requirement on the basis that examining all of the claims would not place a serious burden on the Examiner.

The MPEP explains that a serious burden on the examiner may be prima facie shown by appropriate explanation of separate classification, separate status in the art or a different field of search. In the Office Action mailed on March 27, 2007, all five claim groups have the same classification (class 705) and same subclassification (subclass 26) and the same field of search. The Office Action mentions that each claim group has a separate status in the art because of their recognized divergent subject matter. All of the claims relate to estimating how a user would rate an item from a plurality of items, so it is difficult to see how they relate to divergent subject

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matter or have a separate status in the art. Reconsideration and withdrawal of the restriction requirement is therefore respectfully requested.

Respectfully submitted,

Dated: April 25, 2007

Edward A. Becker
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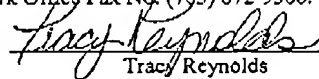
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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office Fax No. (703) 872-9306.

On April 25, 2007

By


Tracy Reynolds